

Regular Meeting of the City Council
Austin Texas August 7th 1882

Hon R. Platt Acting Mayor Presiding

Roll call present Aldermen Key, Kinney,
Schubel, Braggerhoff, Koller & Wilson

Absent Cook, Radkey & Kupperz.

Alderman Cook was excused from attending
this meeting

A fine of one dollar was entered against
Aldermen, Kupperz & Radkey for non attendance
at this meeting

Minutes of the Called meeting of July 6.
Adjourned meetings of July 7th & regular
meeting July 17, 1882 were read and approved

Petition of Samuel J Apindel asking
that the Council restore to him a mule
sold by the City of Austin at the pound as
astray stock. Referred to the Police Committee
and City Attorney

Petition of James W. Lloyd asking that
the Council refund to him fees paid by him
to pound master for Cows of his empounded
Petition granted.

Petition of Citizens of the 10 ward asking
that the City Council compel the Central
R R to make crossing at their track of
Blanco and San Marcos streets referred to the
Street Committee

Petition of E R Oberwetter asking that the
Council allow him back pay for time lost in June
and July 1882. Petition was granted

Petition of Andrew Scroggins asking that
the Council refund to him Pound fee paid to the
City read and granted

The Petition of John Condon was presented and read requesting that the Council grant him permission to erect a wagon scales near his place of business. Petition granted.

The Petition of William Raatz was received and read asking that the Council allow him to finish a shed (partly erected) for the protection of his workman from the sun. Petition referred to the Fire Committee.

The report of the City Marshal for the month of July 1882 was received read and Ordered filed. The report shows total fine in the Mayor's Court for the month \$395.00 Cash received from fines \$367.50 fine worked out on the street \$417.50. The Marshall reported he had received \$16.00 for feeding W. Prisoner Alex Jones, and held the receipt of the assessor of Collection for the amount.

The report of the City session for the month of July 1882 was received read and Ordered filed. Total deaths for the month 36. White 27 Colored 7 Mexican.

The report of the City Physician for the month of July 1882 was received read and ordered filed. The report shows forty four visits made and twenty six prescriptions given to outside patients. Five patients remain in Hospital three dismissed and two died during the month.

The following is the report of the assessor and Collection for the Quarter ending July 31 1882
To Income from Ad Valorem Tax for 1881 7276.80

"	"	"	"	1880	18916
"	"	"	"	1879	9090
"	"	"	"	1878	10816
"	"	"	"	1877	1050
"	"	"	"	1876	1200
"	"	"	Back Taxes		2000
"	"	"	Licenses		227875
"	"	"	Markethouse		53565
"	"	"	Cemetery		5300

assessor & Collector's report continued		
To Income from	Hajpon Bank	\$101675
" " "	Ground rents	14000
" " "	Miscellaneous	11088
	<u>Total</u>	<u>\$1184641</u>

Credit
By Treasurer: received A. 844 D. and 355. \$11845.41

Report of the assessor and Collector of Taxes
Collected for school purposes for the quarter ending
July 31st 1882

To Collections from May 1st to July 31 1882 \$150188

Credit
By Treasurer: receipt No 8 D. and Cr 17. \$150188

Report of the City Treasurer for the Quarter ending
July 31 1882

Debit

Balance on hand May 1 st 1882	\$6845.99
Received from assessor and Collector on account of Ad Valorem Tax	\$7707.71
On account of License Tax	\$7278.70
" " General funds	\$13233.80
" " Market funds	<u>\$395.65</u>
	<u>Total \$11845.41</u>

Credit

Paid Interest due June 1 st on 10% Bonds No 2 to 131 inclusive	\$150.00
Paid 6% Interest warrants	\$2919.70
Prov Interest warrants	<u>8167.70</u>
Total disbursements.	\$11230.40

Statement

Reserved to pay interest due on Bonds in New York from July 1 to 31	\$4580.00
Reserved to pay 6% warrants called in including interest paid on warrant and not appropriated for	\$80.88
To pay non interest outstanding warrants	\$773.00
Amount of appropriations for which warrant have not been drawn	<u>\$793.76</u>

Total \$78055.81

Balance in New York and in City Treasury \$7458.73
Account of Reserve and appropriations in
excess of Balance \$406.63

Total \$78055.8

Report of the City Clerk for the Quarter ending
July 31st 1852

Warrants drawn during the Quarter	
For Interest	\$4 75 78
" Police	180 900
" Streets & Bridges	38 65 0
" Hospital and Pauperage	486 80
" Fire Department	578 40
" Market House	701 74
" Cemetery	67 49
" Sanitary	80 900
" Miscellaneous	543 58
" Printing Postage & Stationery	36 34
" Salaries & Commissions	70 80 48
" Small post	100.00

Alderman Kinney introduced an Ordinance appropriating \$1430³⁷ in payment of approved accounts and employees of the City of Austin which was read and then read second and third time under suspension of the rules and and on motion of alderman Wilson passed by the following vote yeas. Metz Kinney Schubel Brueggerhoff Korder Pratt Wilson

The following is the report of the City Engineer on the cost of draining Masontown Austin Texas July 17 1852.

Mr R Pratt Chairman street Committee

Sir

I would most respectfully submit to you an estimate (with profile accompanying) of the cost of draining Masontown which is situated in the south eastern part of the City

Ditch 18' x 6' Excavation 1810 yds. @ 10 ^c	452 50
Culvert at the crossing of East Avenue	146.20
Culvert at the crossing of the fourth street East of East Avenue	78 17
Total.	671 87

Respectfully
J K P McRae
City Engineer

The following is the report of the street committee on the petition of a of Thorpe ^{which was adopted} to the Mayor and Board of Aldermen
Your committee to whom was referred

The petition of A J Thorp. would most respectfully ask
that the petition be not granted.

Respectfully,

R Plath A B Kinney et Committee

The following is the report of the stand committee on
the petition of Henry W. Shuster.

To the Mayor and Board of Aldermen

your committee to whom was referred the within
petition would most respectfully represent that we have
examined the same and recommend the granting of
the petition with the following amendment, insuring ten
years in place of twenty five.

R Plath Chairman.

E Huppert.

I concur in the above and would be willing to
grant it for twenty five years as asked for

H B Henry.

The report of the majority was amended by striking out
the word 10 years and inserting 15 years. The report
then was adopted and the Petition granted.

The following is the report of the Ordinance ^{Committee} on an
Ordinance regulating the shed of trains in the city
of Austin and recommend the passage of the Ordinance

K. W. Moller R Plath A B Kinney

The ordinance committee introduced an ordinance
regulating the shed of trains in the Corporation ^{limits of the}
City of Austin and the crossing of trains across
congress avenue. and providing a penalty for not
complying with the provisions of the ordinance.

The ordinance was read second time under
suspension of the rules. Section 4. was then amended
by inserting the words ~~sixty~~ ^{ten} dollars instead
of five dollars. The motion to suspend the rules and
read the ordinance on its third reading was
lost by the following vote: Aldermen Kitzschuber
Brueggerhoff Moller Plath Wilson Mayo Kinney

The ordinance committee introduced an ordinance
granting to the state of Texas the right to erect and
maintain a sewer from the Colorado river to the state
public buildings the City reserving the right to connect
any of her public building with said sewer and that

Citizens residing adjacent to the main sewer or its branches, shall be permitted to connect with said sewer or branches under such restrictions as the state of Texas may prescribe. The Ordinance was read second and third time under subscription of the rules and passed by the following vote
 Kitz Henney Schubert Brueggerhoff Mueller Park Wilson

Alderman Brueggerhoff presented the following communication from the Fire Commissioners of the Austin Fire Department which was adopted and the action of the Fire Commissioners approved

Austin August 7th 1882

To the Hon Mayor and Board of Aldermen of the City of Austin

Gentlemen

I have the honor to inform you that the Board of Fire Commissioners of the City of Austin have decided to dispense with the service of Hose Hook and Ladder Co No. 1 and Elton Perry Engineer of Washington ^{Steam.} Engine Co. No. 1 and that they have elected J W Moore Engineer of the Austin Fire Department to take charge of both Engines.

The above action taking effect from and after the 1st day of August 1882.

Charlie Hofsieky
Recorder Austin Fire Department

Alderman Brueggerhoff introduced the following resolution which was adopted:

Resolved that the Commissioner on Fire Department be and are hereby authorized to sell the Hook and Ladder truck of Hose at best figures for the interest of the City provided there be paid into the available general fund and shall take charge of said truck at once cancel the lease now in force for home in which said truck is stored and store at moderate expense said truck until sold. That the fire commissioners also sell the old hose cart of Washington Engine Co No. 1.

The following is the report of Alderman Henney and Schubert of the special committee appointed to investigate the charges made against officer Chennoweth

Hon W. A. Dayton

Mayor of Austin

The undersigned members of the special committee appointed to investigate the charges against officer Chinnerville beg leave to report that after repeated attempts it was found impossible to get the committee together and we therefore did not attempt a full investigation we deem it proper however to ascertain something in regard to the matter in as much as the committee was directed to report at this meeting and we accordingly had before us Robert Grant the chief accuser and officer Chinnerville Mr Grant states while he was clerk at the Police Station he collected the dues at the Market house stands during the months of May and June of this year and that he turned over the amount so collected to officer Chinnerville that he kept no particular account of the collection during May but he feels sure not less than \$1000 was collected and turned over by him he states that he was very much surprised to learn that only \$500 was turned over to the assessor and Collector as the total collections for May and determined to keep a daily account during the month of June of the amount collected by him and the amount turned over to officer Chinnerville He states that he collected and turned over to officer Chinnerville during the month of June \$500 He took no receipt from Chinnerville but says that he will swear to the amount as he kept a careful memorandum The books of the assessor and Collector show that he received on the 1 of June from Chinnerville for the collections of May 5th on July 3rd \$19⁰⁰ and on July 8th making \$47⁰⁰ as the total collections of June \$1,1⁰⁰ less than the amount alleged by Grant Officer Chinnerville declares emphatically that he paid over to the assessor and Collector all the money he received from Grant and that the reason why he did not pay over on July 3rd the whole amount of the collections of June was because the \$18⁰⁰ was in the hands of Marshal Thompson to whom he had paid it and it was not returned to him until July 8th It will be seen that the respective statements made are flat contradictions and each positively made Therefor no satisfactory conclusion can be arrived at without corroborative testimony of the one or the other witness I recommend that the investigation be postponed to some future time when perhaps Marshal Thompson can be present as well as other witnesses whom Mr. Chinnerville would summon.

Respectfully submitted H. R. Kinney J. Schubert

On motion of Alderman Brueggerhoff the report was laid over, and the investigation postponed.

An Ordinance was called for regulating the salary of the City Engineer and repealing part of section 1st of an Ordinance passed Feb 27 1882. The vote passing the Ordinance on its third reading was reconsidered and the Ordinance amended by striking out the words in section 1st and the same shall now be considered to have been in full force and effect from Feb 27 1882.

The motion to suspend the rules and pass the Ordinance on its second reading was lost by the following vote yeas Aldermen Metz Schubert Brueggerhoff Mueller Platz Wilson alderman Kinney refusing to vote

The ordinance was then referred to the Ordinance Committee for perfection

Alderman Kinney called up an ordinance which was read imposing a fine for nonattendance of Aldermen at Council meeting and providing that aldermen shall not receive pay for meeting that they do not attend. The ordinance was tabled by the following vote yeas Metz Brueggerhoff Mueller and Platz Nayno Kinney Schubert and Wilson

Alderman Mueller introduced an ordinance which was read first time Providing for lettering the streets of Austin and placing the names of the streets on the corners of street also compelling the Citizens of Austin to number their houses and authorizing the mayor to advertise for bids to carry out the provisions in section 1st of said ordinance. The ordinance was read second and third time under suspension of the rules and passed by the following vote Yeas Metz Kinney Schubert Brueggerhoff Mueller Platz Wilson nays none

An ordinance appropriating \$6000 for the purpose of lettering the streets of Austin was introduced and read first time. The motion of Alderman Schubert to lay the ordinance on the table was lost.

Alderman Schubert introduced an ordinance appropriating

Two hundred and forty dollars to provide for the
of services rendered by the Board of Appraisers and Equalizers
for the year 1881. The Ordinance was read second and
third time under suspension of the rules and passed
by the following vote yeas Metz Henruey Schieber
Brueggerhoff Goeller Plaza Wilson.

The following letter of resignation was received
from City Marshal Ben Thompson.

To the Mayor and Board of Aldermen
City of Austin
Gentlemen

I hereby tender to you my
resignation as Marshal and Chief of Police of the
City of Austin to take effect on the first day of
September next ensuing or before that date if my
successor should sooner qualify.

Very Respectfully your obd. Servant
Ben Thompson

San Antonio Texas July 29th 1882
Witness W H Walton George T Pendleton

Gentleman Brueggerhoff introduced the following
resolution in lieu of the resignation of the City
Marshal, which was adopted.

Resolved by the City Council of the City of
Austin That leave of absence is granted to City
Marshal Ben Thompson for sixty days and action on
his resignation be postponed for such time
read Aug 1

On motion the Council adjourned

N L Purman
City Clerk

Read and approved August 1, 1882